

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CRM-M-42805-2017

Date of decision:- 22.02.2018

Hardeep Singh Gill and another

.....Petitioners

Versus

State of Punjab and another

.....Respondents

CORAM : HON'BLE MR.JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Avtar S. Khinda, Advocate
for the petitioners.

Mr. Tanvir Joshi, AAG, Punjab.

Mr. Kamal Narula, Advocate
for respondent No.2.

MAHABIR SINGH SINDHU, J. (ORAL)

Present petition is filed praying for quashing FIR No.73 dated 19.08.2017, under Sections 420, 465, 471 and 193 IPC, registered at Police Station Badhni Kalan, District Moga, on the basis of compromise entered into between the parties.

2. Heard.

3. Both the parties were directed by this Court vide order dated 14.11.2017 to appear before the learned trial Court/Area Judicial Magistrate and get their statements recorded and in pursuance thereof, learned Sub-Divisional Judicial Magistrate, Nihal Singh Wala, recorded

the statements of both the parties and submitted a report dated 11.12.2017. A perusal of the report reveals that the compromise entered into between the parties is voluntarily, genuine, without any coercion and undue influence. Even as on today the parties are not disputing the factum of compromise arrived at between them.

4. Learned State counsel, on instructions from HC Harjinder Singh, submits that the cancellation report in this case has been prepared. On a specific query put to him, he states that he has no objection with regard to quashing of the FIR as well as all other consequential proceedings on the basis of the compromise effected between the parties in the present matter.

5. Inasmuch as the dispute between the parties has been amicably settled and they have already entered into compromise, and the fact that no objection has been raised by the State, continuance of the prosecution would be an exercise in futility. Therefore, the aforesaid FIR and all consequent proceedings resulting therefrom, qua petitioners only, are quashed.

6. Petition is allowed.

(MAHABIR SINGH SINDHU)
JUDGE

February 22, 2018
naresh.k

Whether reportable?	Yes
Whether reasoned/speaking?	Yes